

City of Detroit

CITY COUNCIL

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TO: COUNCILMEMBERS

FROM: Irvin Corley, Jr., Director *LCJ.*
Anne Marie Langan, Deputy Director *AM*

DATE: February 11, 2009

RE: Report on Gaming Tax Revenue through December 2008

For Council's review, the attached schedules present the gaming tax revenue activity through December 2008 and prior fiscal years.

The 2008-2009 budgeted revenue for gaming fees is \$194.78 million, a 0.8% increase over the 2007-2008 budget of \$193.25 million. Based on our regular monthly projections, the current analysis projects a deficit of \$10.8 million for this fiscal year.

The city collected \$13.47 million in gaming tax revenue in the sixth month of the fiscal year, which was 23.29% less than the prior month of November. The December 2008 collection was a 8.55% decrease over December 2007. Comparing revenue collections between fiscal years, the first six months of FY 2009 show collections of \$90.55 million, compared with the first six months of FY 2008 reporting \$94.68 million, a 4.36% drop.

Adjusted gross casino gaming receipts came in at \$104.443 million for the month of December 2008. This represented a 1.07% decrease over the prior month and an 8.09% decrease over December of 2007. In a different comparison, the first six months of the current fiscal year compared with the same time period in the prior fiscal year shows that receipts are down by 1.605%. Chart 2A "Monthly Detroit Gaming Receipts" through a twelve-month moving average trend line shows growth of approximately 1.52% over the last twelve months, among the combined casino receipts. The 2008 calendar year collections showed growth in receipts of 1.836% over the twelve months of 2007.

In comparison to the two largest gaming attractions in the country, Atlantic City revenue was down 7.6% for 2008, compared with 2007 and Las Vegas revenue was down 10.6% for 2008, compared with the prior year.

There is not a one-to-one relationship between the adjusted gross receipts and the tax revenue collection increases due to two factors. First, there is the fact that MGM and Motor City casinos began paying the city 1% less because of the permanent casinos opening on October 3 and November 29 of 2007. This reduction to the city is part of state Public Act 306 of 2004, when the legislature amended Public Act 69 of 1997, which was the original casino gaming legislation. P.A. 306 increased the wagering tax by 6% of which 2% went to the City of Detroit. The caveat was that when the permanent casino had been certified by the state gaming board as having operated for 30 consecutive days, 5% of the 6% additional wagering tax would be eliminated, with the remaining 1% allocated to the city where the casino is being operated. Greektown will continue to pay the 6% additional wagering tax – 4% to the state, 2% to the city – until the permanent is open for thirty days, which is scheduled in February 2009.

Second, the amended development agreement of August 2002 between the city and the casinos, which is separate from the state law, has all casinos, beginning in January 2006, paying an additional 1% over the state law, plus another 1% when the casino reaches \$400 million in gross receipts in a calendar year. For the third year in a row, due to MGM and Motor City reaching \$400 million in the calendar year, gaming tax collections will spike by \$10.5 million between September and December. MGM did reach \$400 million in early September, and should have transferred to the City the initial \$4.37 million of the additional 1% within 10 days as stipulated in the development agreement. It does not appear that the amended casino development agreement included any penalty for late remittance, which MGM unfortunately has taken advantage of every year. Motor City did reach \$400 million during the month of November and has consistently remitted the funds to the city within the proper timeframe as outlined in the development agreement. It is not projected that Greektown will reach that threshold.

Attachments (9)

cc: Council Divisions
Auditor General
Joseph Harris, Chief Financial Officer
Pamela Scales, Budget Director
Renee Short, Budget Manager
Tanya Stoudemire, Finance - Project Administration
Arese Robinson, Mayor's Office

Chart 1

Monthly Comparison Detroit Gaming Tax Collections By Fiscal Year

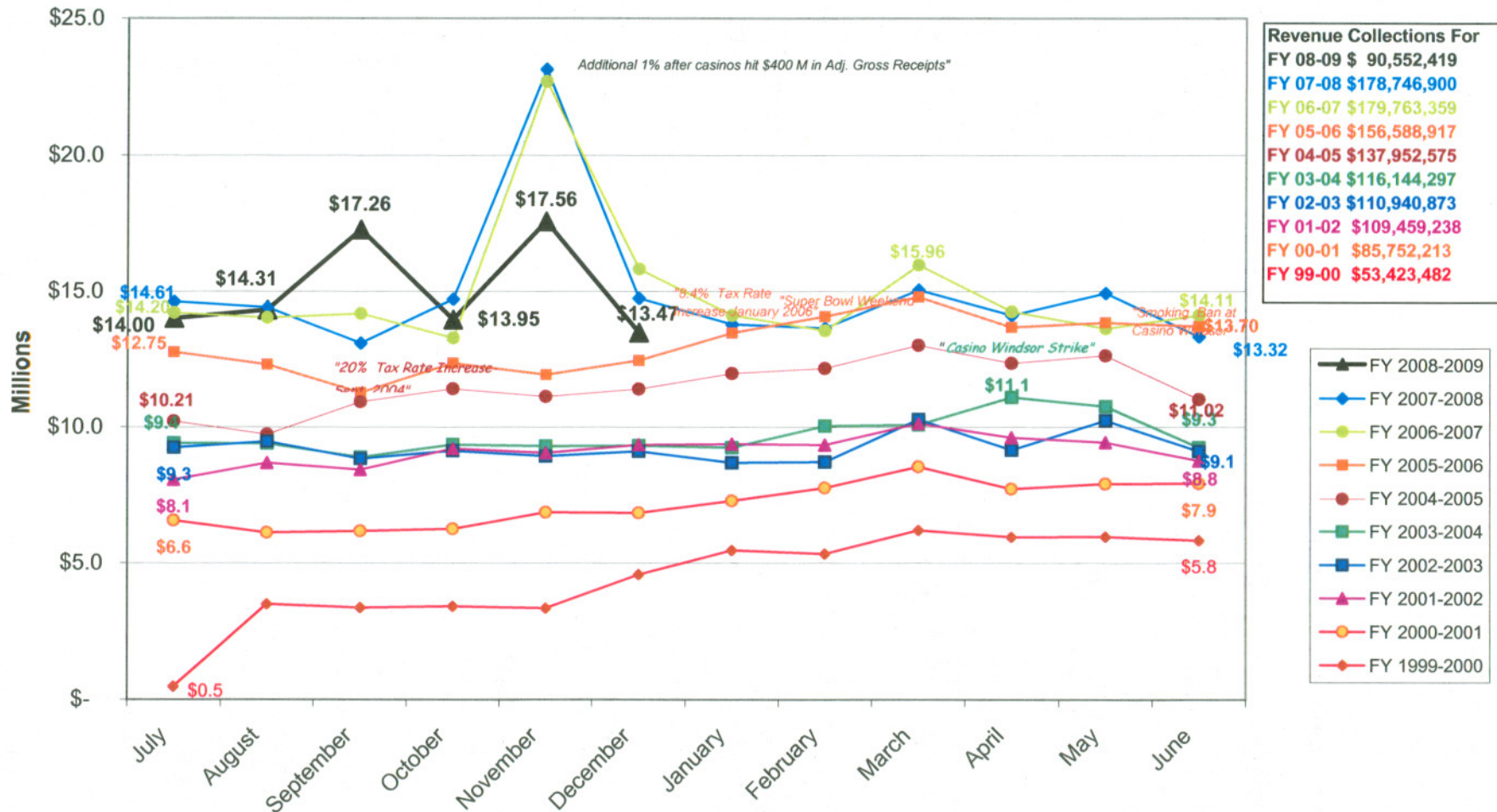


Chart1A

Monthly Comparison Adjusted Gross Casino Gaming Receipts By Fiscal Year

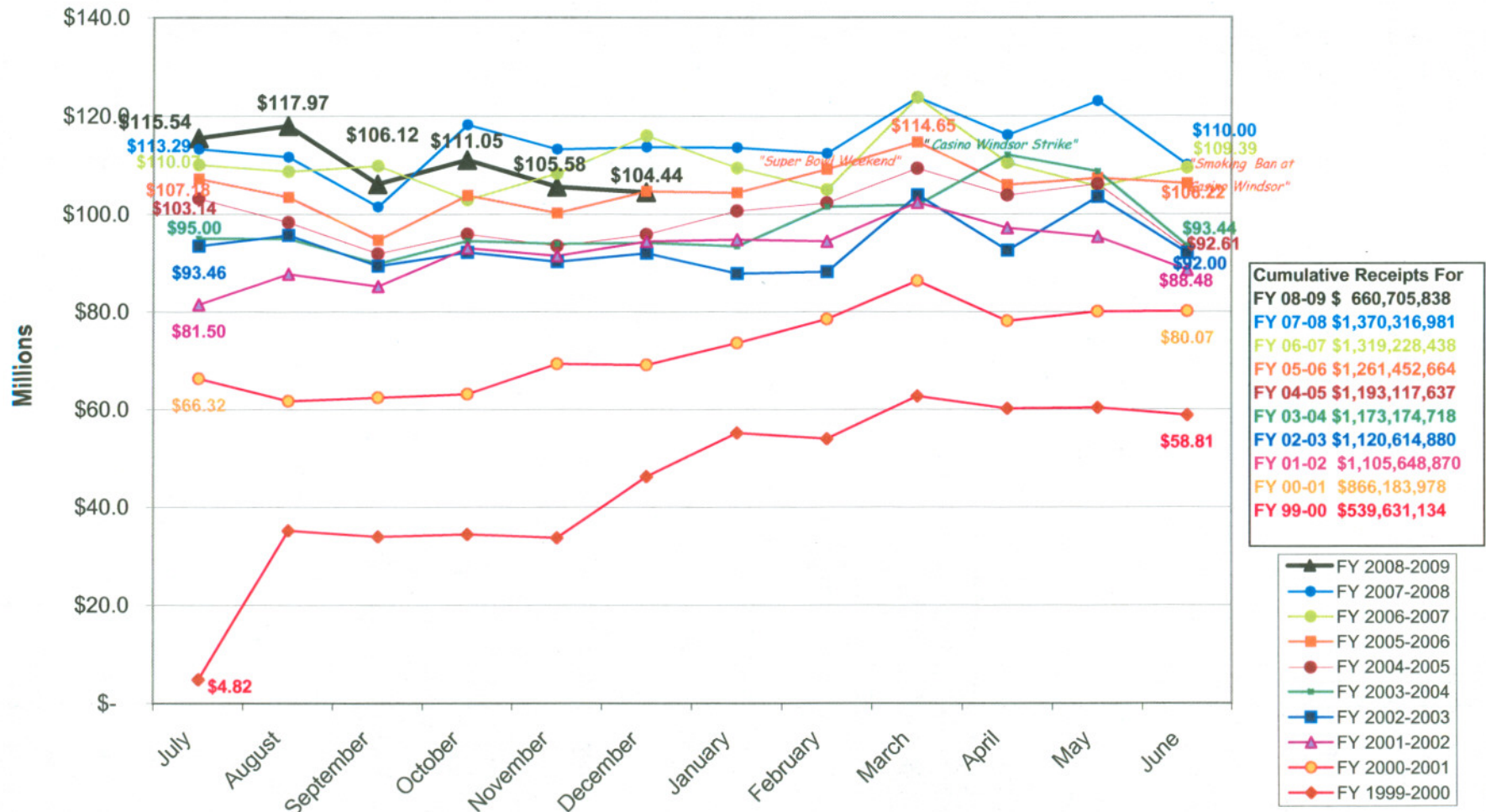


Chart 2

Monthly Detroit Gaming Tax Collections



Chart 2A

Monthly Adjusted Gross Casino Gaming Receipts

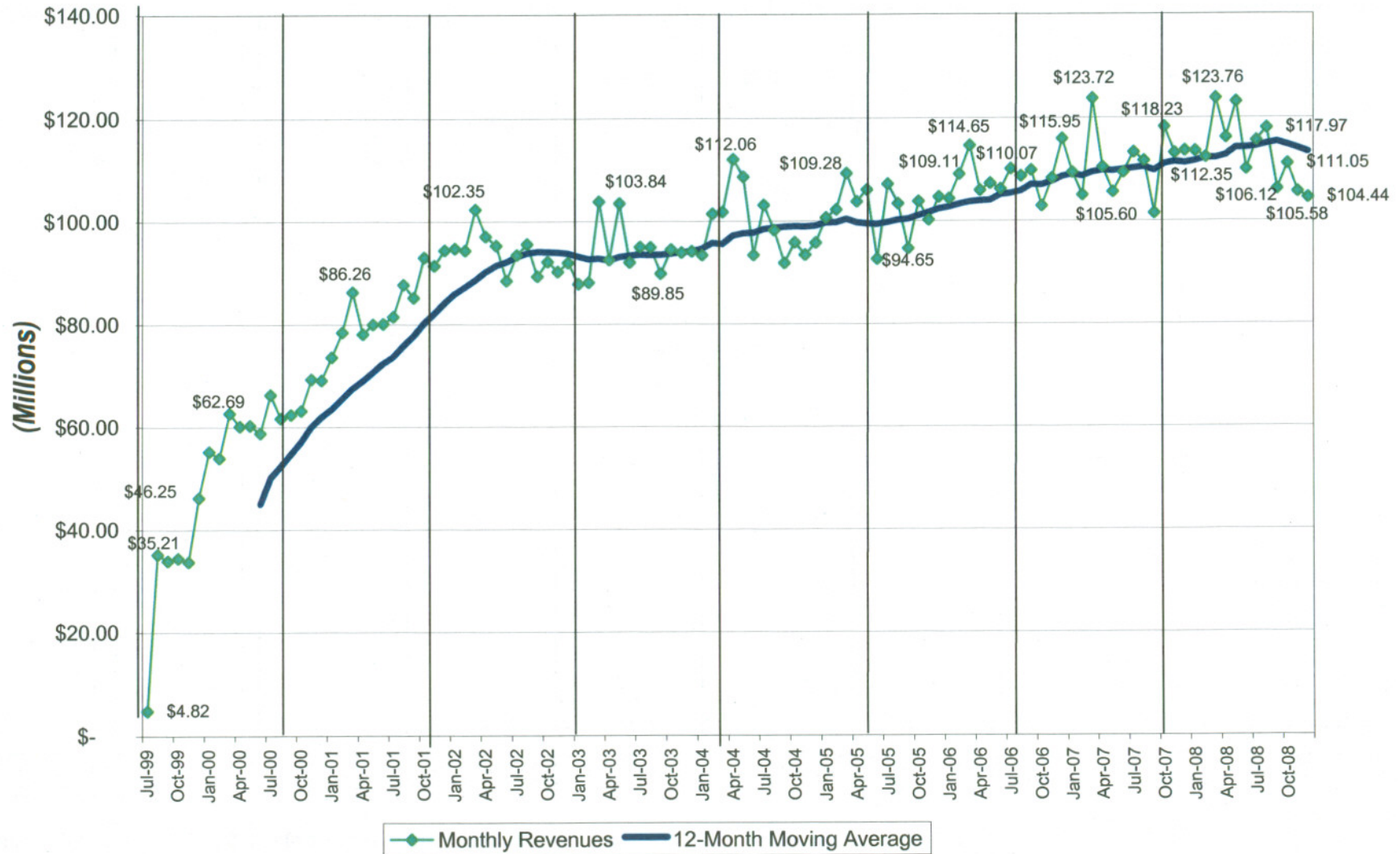


Chart 3

MGM Monthly Comparison Adjusted Gross Gaming Receipts By Fiscal Year

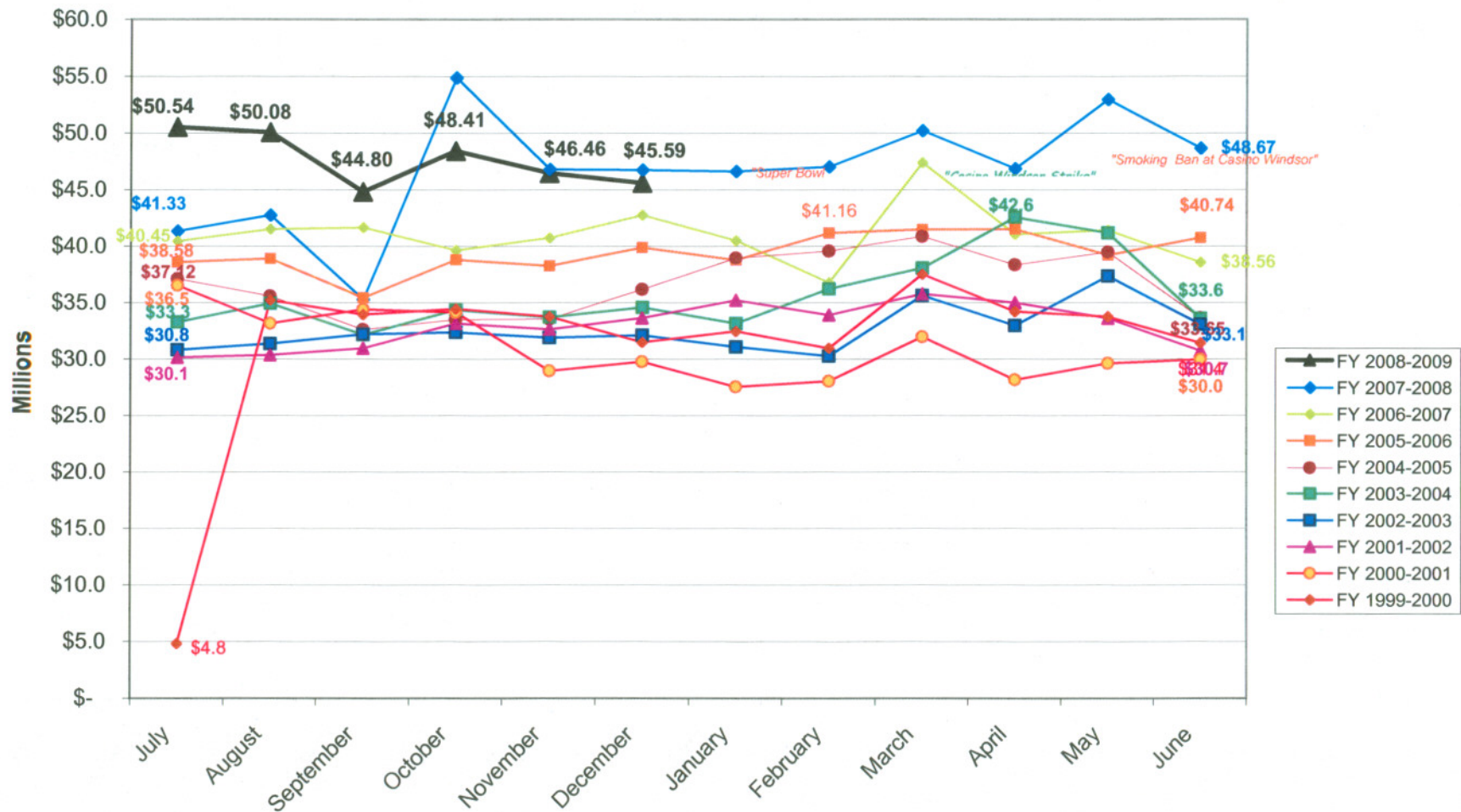


Chart 4

Motor City Monthly Comparison Adjusted Gross Gaming Receipts By Fiscal Year

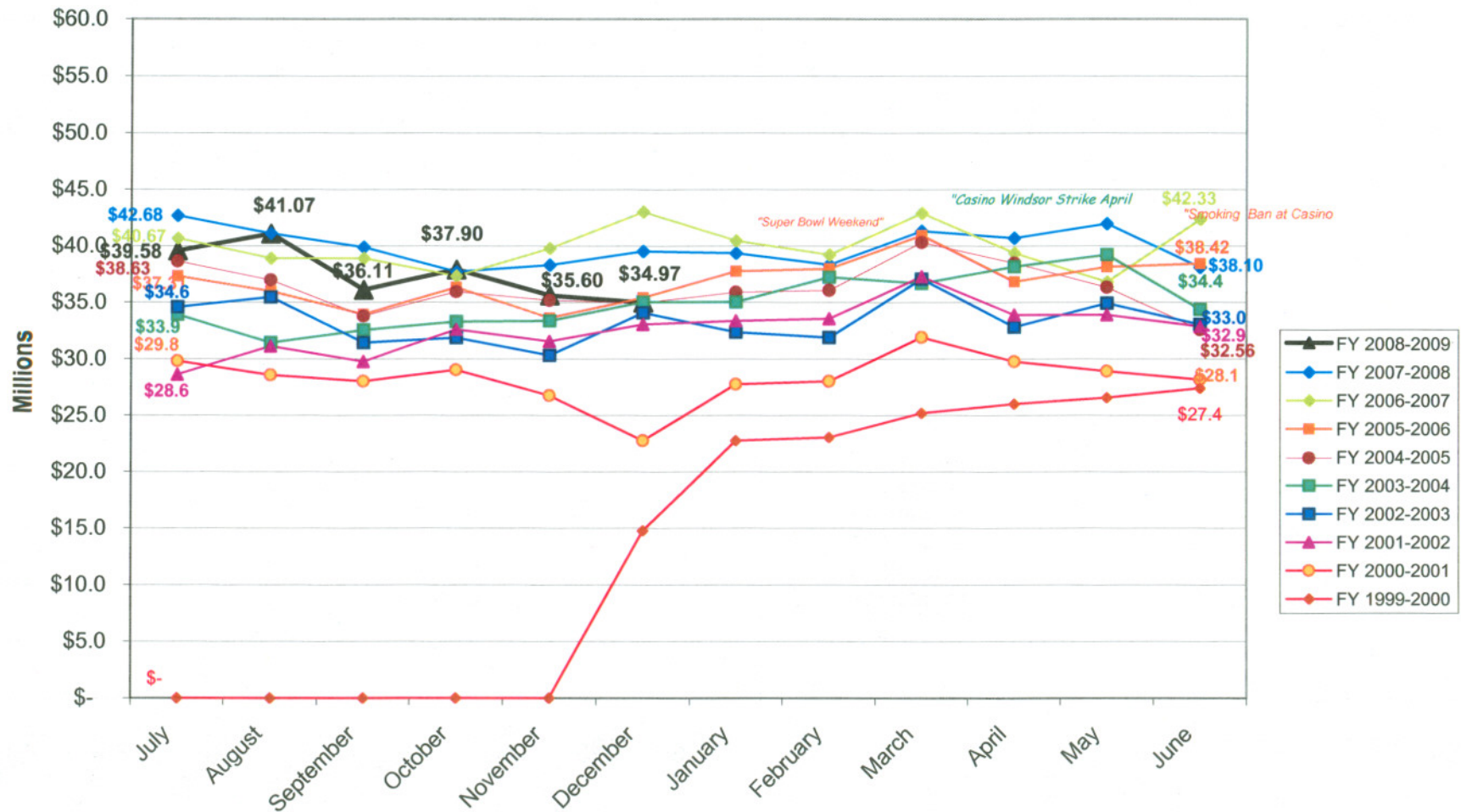


Chart 5

Greektown Monthly Comparison Adjusted Gross Gaming Receipts By Fiscal Year

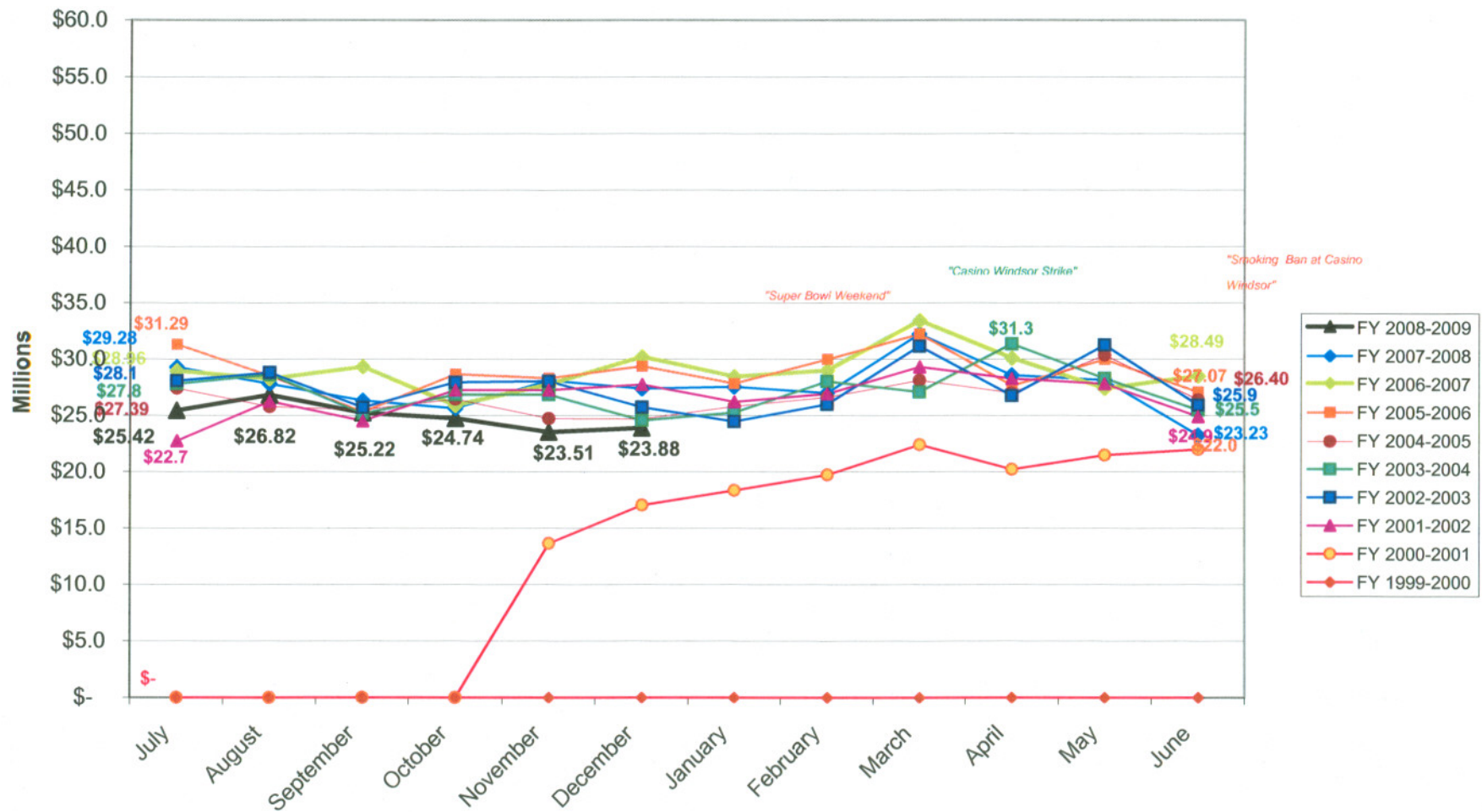


Table 1

Wagering Tax Proj - All Casinos

	Total Adjusted Gross Receipts	Total Adjusted Gross Receipts	Chng. over prior month	Chng. over prior year	Total Adjusted Gross Receipts	Chng. over prior month	Chng. over prior year	Total Adjusted Gross Receipts	Chng. over prior month	Chng. over prior year	Total Adjusted Gross Receipts	Chng. over prior month	Chng. over prior year	Total Adjusted Gross Receipts
	FY 99-00	FY 00-01			FY 01-02			FY 02-03			FY 03-04			FY 04-05
July	\$ 4,818,554.11	\$ 66,323,549.18	12.77%	1276.42%	\$ 81,496,908.67	1.78%	22.88%	\$ 93,464,344.37	5.63%	14.68%	\$ 94,996,882.60	3.26%	1.64%	\$ 103,137,181.92
August	\$ 35,206,963.97	\$ 61,725,994.28	-6.93%	75.32%	\$ 87,712,104.68	7.63%	42.10%	\$ 95,624,361.82	2.31%	9.02%	\$ 94,945,297.86	-0.05%	-0.71%	\$ 98,284,018.21
September	\$ 33,951,508.55	\$ 62,400,590.64	1.09%	83.79%	\$ 85,194,954.99	-2.87%	36.53%	\$ 89,330,627.77	-6.58%	4.85%	\$ 89,846,284.46	-5.37%	0.58%	\$ 91,879,662.05
October	\$ 34,457,655.34	\$ 63,154,788.42	1.21%	83.28%	\$ 93,009,539.88	9.17%	47.27%	\$ 92,160,878.71	3.17%	-0.91%	\$ 94,497,435.81	5.18%	2.54%	\$ 95,876,962.42
November	\$ 33,753,191.20	\$ 69,311,190.20	9.75%	105.35%	\$ 91,433,716.17	-1.69%	31.92%	\$ 90,243,781.15	-2.08%	-1.30%	\$ 93,902,353.28	-0.63%	4.05%	\$ 93,449,975.38
December	\$ 46,250,828.30	\$ 69,524,423.42	0.31%	50.32%	\$ 94,402,799.35	3.25%	35.78%	\$ 91,920,659.97	1.86%	-2.63%	\$ 94,143,405.98	0.26%	2.42%	\$ 95,793,618.31
January	\$ 55,200,849.45	\$ 73,592,001.56	5.85%	33.32%	\$ 94,761,814.26	0.38%	28.77%	\$ 87,887,493.44	-4.39%	-7.25%	\$ 93,418,339.78	-0.77%	6.29%	\$ 100,641,632.70
February	\$ 53,986,302.45	\$ 75,747,462.08	2.93%	40.31%	\$ 94,372,441.05	-0.41%	24.59%	\$ 88,132,675.16	0.28%	-6.61%	\$ 101,448,959.91	8.60%	15.11%	\$ 102,234,696.19
March	\$ 62,688,959.46	\$ 86,262,860.21	13.88%	37.60%	\$ 102,350,849.53	8.45%	18.65%	\$ 103,839,988.50	17.82%	1.45%	\$ 101,817,213.41	0.36%	-1.95%	\$ 109,276,275.06
April	\$ 60,187,608.42	\$ 78,094,868.65	-9.47%	29.75%	\$ 97,128,696.05	-5.10%	24.37%	\$ 92,518,292.64	-10.90%	-4.75%	\$ 112,058,689.00	10.06%	21.12%	\$ 103,817,060.60
May	\$ 60,316,238.91	\$ 79,973,338.46	2.41%	32.59%	\$ 95,300,333.75	-1.88%	19.17%	\$ 103,491,412.70	11.86%	8.60%	\$ 108,663,278.95	-3.03%	5.00%	\$ 106,113,250.65
June	\$ 58,812,474.03	\$ 80,072,911.35	0.12%	36.15%	\$ 88,484,712.03	-7.15%	10.51%	\$ 92,000,364.73	-11.10%	3.97%	\$ 93,436,577.00	-14.01%	1.56%	\$ 92,613,303.37
TOT RECEIPTS thru FY	\$ 539,631,134.19	\$ 866,183,978.45		60.51%	\$ 1,105,648,870.41		27.65%	\$ 1,120,614,880.96		1.35%	\$ 1,173,174,718.04		4.69%	\$ 1,193,117,636.86
Receipts thru Cal Yr.														
Wagering Tax - pre 9/2004 (State Law)	9.90%	9.90%			9.90%			9.90%			9.90%			9.90%
Wagering Tax - post 9/2004 (State Law)														11.90%
Wagering Tax - post 1/2006 (Dev. Agrmt)														
Add 1% after calendar year hits \$400 M (Dev. Agrmt)														
Wagering Tax - post 10/07 - 30 days after permanent opens (State Law)														
Wagering Tax FYTD	\$ 53,423,482.28	\$ 85,752,213.87			\$ 109,459,238.17			\$ 110,940,873.22			\$ 116,144,297.09			\$ 137,952,574.78
Add 1% after casino receipts \$400M during calendar year (Dev Agrmt)														
Total FYTD														
First 6 Month's Receipts	\$ 188,438,701.47	\$ 392,440,536.14		108.26%	\$ 533,250,023.74		35.88%	\$ 552,744,653.79		3.66%	\$ 562,331,659.99		1.73%	\$ 578,421,418.29
Last 6 Months	\$ 351,192,432.72	\$ 473,743,442.31			\$ 572,398,846.67			\$ 567,870,227.17			\$ 610,843,058.05			\$ 614,696,218.57
Ratio of first 6 months to last 6 months	186.37%	120.72%			107.34%			102.74%			108.63%			106.27%
est. last 6 months of fiscal year est. annual collection														
inc. over prev. yr.														
Estimated wagering tax														
Budget	\$ 51,500,000.00	\$ 80,700,000.00		56.70%	\$ 95,800,000.00		18.71%	\$ 105,000,000.00		9.60%	\$ 110,000,000.00		4.76%	\$ 117,600,000.00
Surplus/Deficit	\$ 1,923,482.28	\$ 5,052,213.87		162.66%	\$ 13,659,238.17		170.36%	\$ 5,940,873.22		-56.51%	\$ 6,144,297.09		3.42%	\$ 20,352,574.78
Add 1% after \$400M														
Adjusted Surplus/Deficit														

Table 1

Wagering Tax Proj - All Casinos

	Chng. over prior month	Chng. over prior year	Total Adjusted Gross Receipts	Chng. over prior month	Chng. over prior year	Total Adjusted Gross Receipts	Chng. over prior month	Chng. over prior year	Total Adjusted Gross Receipts	Chng. over prior month	Chng. over prior year	Total Adjusted Gross Receipts	Chng. over prior month	Chng. over prior year
			FY 05-06			FY 06-07			FY 07-08			FY 08-09		
July	10.38%	8.57%	\$ 107,183,066.76	15.73%	3.92%	\$ 110,072,837.97	3.63%	2.70%	\$ 113,292,228.60	3.57%	2.92%	\$ 115,539,885.15	5.04%	1.98%
August	-4.71%	3.52%	\$ 103,404,489.92	-3.53%	5.21%	\$ 108,670,718.41	-1.27%	5.09%	\$ 111,638,470.47	-1.46%	2.73%	\$ 117,966,649.27	2.10%	5.67%
September	-6.52%	2.26%	\$ 94,646,506.32	-8.47%	3.01%	\$ 109,837,729.27	1.07%	16.05%	\$ 101,472,179.99	-9.11%	-7.62%	\$ 106,123,890.39	-10.04%	4.58%
October	4.35%	1.46%	\$ 103,785,884.07	9.66%	8.25%	\$ 102,879,908.44	-6.33%	-0.87%	\$ 118,232,375.81	16.52%	14.92%	\$ 111,054,369.91	4.65%	-6.07%
November	-2.53%	-0.48%	\$ 100,200,007.05	-3.46%	7.22%	\$ 108,282,401.97	5.25%	8.07%	\$ 113,205,571.06	-4.25%	4.55%	\$ 105,577,595.23	-4.93%	-6.74%
December	2.51%	1.75%	\$ 104,627,713.94	4.42%	9.22%	\$ 115,954,230.89	7.09%	10.83%	\$ 113,644,454.00	0.39%	-1.99%	\$ 104,443,448.24	-1.07%	-8.10%
January	5.06%	7.73%	\$ 104,344,788.88	-0.27%	3.68%	\$ 109,395,456.08	-5.66%	4.84%	\$ 113,538,879.23	-0.09%	3.79%	\$ -	-100.00%	-100.00%
February	1.58%	0.77%	\$ 109,110,654.88	4.57%	6.73%	\$ 104,978,178.00	-4.04%	-3.79%	\$ 112,348,111.49	-1.05%	7.02%	\$ -	#DIV/0!	-100.00%
March	6.89%	7.33%	\$ 114,646,495.31	5.07%	4.91%	\$ 123,724,595.76	17.86%	7.92%	\$ 123,755,237.80	10.15%	0.02%	\$ -	#DIV/0!	-100.00%
April	-5.00%	-7.35%	\$ 105,961,980.53	-7.58%	2.07%	\$ 110,447,576.58	-10.73%	4.23%	\$ 116,140,232.49	-6.15%	5.15%	\$ -	#DIV/0!	-100.00%
May	2.21%	-2.35%	\$ 107,320,342.18	1.28%	1.14%	\$ 105,599,379.09	-4.39%	-1.60%	\$ 123,052,907.87	5.95%	16.53%	\$ -	#DIV/0!	-100.00%
June	-12.72%	-0.88%	\$ 106,220,734.54	-1.02%	14.69%	\$ 109,385,425.87	3.59%	2.98%	\$ 109,996,332.91	-10.61%	0.56%	\$ -	#DIV/0!	-100.00%
TOT RECEIPTS thru FY		1.70%	\$ 1,261,452,664.38		5.73%	\$ 1,319,228,438.33		4.58%	\$ 1,370,316,981.72			\$ 660,705,838.19		
Receipts thru Cal Yr.									\$ 993,695,395.73			\$ 1,043,238,557.78		
Wagering Tax - pre 9/2004 (State Law)														
Wagering Tax - post 9/2004 (State Law)			11.90%											
Wagering Tax - post 1/2006 (Dev. Agrmt)			12.90%			12.90%			12.90%			12.90%		
Add'l 1% after calendar year hits \$400 M (Dev. Agrmt)						1.00%			1.00%			1.00%		
Wagering Tax - post 10/07 - 30 days after permanent opens (State Law)									11.90%			11.90%		
Wagering Tax FYTD Add'l 1% after calendar year hits \$400M during calendar year (Dev Agrmt)		18.78%	\$ 156,588,917.02		13.51%	\$ 170,180,468.54			\$ 168,809,946.93			\$ 80,120,033.78		
						\$ 9,582,890.79			\$ 9,936,953.96			\$ 10,432,385.58		
Total FYTD						\$ 179,763,359.33			\$ 178,746,900.89		-0.57%	\$ 90,552,419.35		
First 6 Month's Receipts		2.86%	\$ 613,847,668.06		6.12%	\$ 655,697,826.95		6.82%	\$ 671,485,279.93		2.41%	\$ 660,705,838.19		-1.61%
Last 6 Months Ratio of first 6 months to last 6 months			\$ 647,604,996.32			\$ 663,530,611.38			\$ 698,831,701.79					
			105.50%			101.19%			104.07%			104.26%		4 year avg.
est. last 6 months of fiscal year est. annual collection inc. over prev. yr.												\$ 690,087,492.79		
Estimated wagering tax												\$ 173,516,066.79		
Budget		6.91%	\$ 153,000,000.00		30.10%	\$ 184,850,000.00		20.82%	\$ 193,248,000.00		4.54%	\$ 194,780,000.00		0.79%
Surplus/Deficit		231.24%	\$ 3,588,917.02			\$ (5,086,640.67)			\$ (14,501,099.11)			\$ (21,263,933.21)		
Add'l 1% after \$400M												\$ 10,432,385.58		
Adjusted Surplus/Deficit												\$ (10,831,547.63)		